CHAPTER 61-04-06
PRESCRIPTION LABEL REQUIREMENTS

61-04-06-01. The prescription label. Controlled drugs and noncontrolled drugs dispensed pursuant to a prescription must bear a label, permanently affixed to the immediate container in which the drug is dispensed or delivered and which is received by the purchaser or patient, which must include the following:

1. The name and address of the dispenser or pharmacy;
2. The serial number of the prescription;
3. The current date of its filling or refilling;
4. The name of the prescriber;
5. The name of the patient;
6. The directions for use, including precautions, if any, as indicated on the prescription;
7. The initials or name of the dispensing pharmacist;
8. The telephone number of the pharmacy; and
9. The drug name and strength and quantity.

The prescription label for controlled drugs, in addition to the above, must comply with the label requirements of the Federal and State Uniform Controlled Substances Act, including the transfer warning auxiliary label.

History: Effective October 1, 1993.
General Authority: NDCC 28-32-02, 43-15-10(9)(12)(14)
Law Implemented: NDCC 28-32-03, 43-15-10(9)(12)(14)

61-04-06-02. Requirements of a prescription order for noncontrolled drugs. The patient hard copy prescription form for noncontrolled drugs must contain the following:

1. The name and address of the patient;
2. The date of issuance;

3. The name of the drug;

4. The quantity;

5. The strength;

6. Adequate directions for use;

7. The prescriber’s name, either printed or stamped;

8. The prescriber’s indication of refill authorization;

9. A reminder legend in at least six-point uppercase print stating, "In order to require that a brand name product be dispensed, the practitioner must hand write the words ’brand medically necessary’"; and

10. The signature of the prescriber, unless an oral or telephoned prescription.

History: Effective October 1, 1993; amended effective October 1, 2012.
General Authority: NDCC 28-32-02, 43-15-10(9)(12)(14)
Law Implemented: NDCC 43-15-10(9)(12)(14)

61-04-06-03. Requirements of prescription order for controlled drugs. The patient hard copy prescription form for controlled drugs must contain the following:

1. The name address of the patient;

2. The date of issuance;

3. The name of the drug;

4. The quantity;

5. The strength;

6. Adequate directions for use;

7. The prescriber’s name, either printed or stamped;

8. The prescriber’s indication of refill authorization;

9. A reminder legend in at least six-point uppercase print stating, "In order to require that a brand name product be dispensed, the practitioner must hand write the words ’brand medically necessary’";

10. The DEA number of the prescriber; and

11. The signature of the prescriber.

History: Effective October 1, 1993; amended effective October 1, 2012.
General Authority: NDCC 28-32-02, 43-15-10(9)(12)(14)
Law Implemented: NDCC 43-15-10(9)(12)(14)